

**Department of Mental Health
Exceptions Committee Meeting**

July 7, 2004

Minutes

In attendance were Rosie Anderson- Harper, Connie Cahalan, Becki Carson, Jodi Frederick, Donna Haley, coordinator Rich Overmann.

Valerie Glenn requested an exception under 9 CSR 10-5.190.

The committee first considered this request in June 6, 2004. The following is an excerpt from the minutes of that meeting.

She is disqualified from employment due to the crime of second degree robbery in 1989. New Beginnings C-Star of St. Louis has endorsed her. The committee noted that (1) the length of the sentence imposed by the court seemed excessive given the nature of the crime as described by Ms. Glenn; (2) Ms. Glenn's has many impressive accomplishments since being released from prison; and (3) the letter from New Beginnings does not adequately describe Ms. Glenn's duties. The committee requested additional information, namely a description of Ms. Glenn's duties and a Criminal History Record from the Missouri State Highway Patrol. If the committee receives the information in a timely way, it may vote by e-mail to expedite the process and avoid postponing a decision for a month.

Following the meeting, the coordinator received and circulated additional information but the one member of the committee wished to discuss the request further before voting. At the meeting on July 7, 2004 the committee noted that the crime was committed in 1989, there were no subsequent crimes and that Ms. Glenn had realized many accomplishments since her release in 1992. The committee unanimously agreed to grant the exception without conditions.

DeeDee Mendoza, a private individual, requested an exception on her own behalf under 9 CSR 10-5.190. She is disqualified from employment due to being listed on the DMH disqualification registry in December of 2003, following two counts of class II neglect. At a time when she was not a certified for medication administration, she allowed two clients to administer medication. Ms. Mendoza presented a letter from Star Care, a licensed RCFI, indicating the agency's intent to hire Ms. Mendoza if an exception is granted. The committee noted that Ms. Mendoza was added to the registry just eight months ago. Since that time there has been no employment record, accomplishments or other factors to persuade the committee that she would not commit similar acts of neglect in the future. The committee unanimously denied the exception.

New Beginnings, St. Louis, requested an exception from ADA certification rules requiring a licensed practitioner to administer a Five Axis Diagnosis. The pertinent rule is section (7) of 9 CSR 30-3.100 *Service Delivery Process and Documentation*. The committee unanimously denied the exception because statute relegates diagnosis to specific professions. However the committee noted that the agency might obtain similar benefits in another way. Other agencies arrange for the diagnostician to complete the face-to-face interview and diagnosis, and to participate in the initial treatment plan. However qualified substance abuse professionals are assigned to complete the Addiction Severity Index portion of the assessment.

July 12, 2004

Valerie Glenn
P. O. Box 150444
St. Louis, MO 63115

Dear Ms. Glenn:

This is in response to your request for an exception under 9 CSR 10-5.190. The Department of Mental Health Exceptions Committee first considered your request on June 4, 2004 and requested more information from New Beginnings. After having received that information, the committee reconsidered your request on July 7, 2004 and granted the exception without conditions.

If you have any questions in this matter, please contact me at 573-751-8077.

Sincerely,

Richard H. Overmann
Exceptions Committee Coordinator

Cc Louis F. Culton
Chief Executive Officer
New Beginning
3901 N. Union Blvd
Suite 101
St. Louis, MO 63115

July 7, 2004

Louis F, Culton, Chief Executive Officer
New Beginnings
3901 N. Union Blvd., Ste 101
St. Louis, MO 63115

Dear Mr. Culton:

On July 7, 2004 the Department of Mental Health Exceptions Committee reviewed your request for an exception dated June 10, 2004. The request asked for a waiver of the rule requiring a qualified counselor for diagnosis. The committee denied the exception because statute relegates diagnosis to specific professions and the committee has no authority to grant exceptions from statute. However the committee noted that the agency might obtain similar benefits in another way. Other agencies arrange for the diagnostician to complete the face-to-face interview and diagnosis, and to participate in the initial treatment plan. However qualified substances abuse professionals are assigned to complete the Addiction Severity Index portion of the assessment.

If you have any questions in this matter, please contact me at 573-751-8077.

Sincerely,

Richard H. Overmann
Exceptions Committee Coordinator

June 12, 2004

Dee Dee Mendoza
1818 Howard
St. Joseph, MO 64501

Dear Ms. Mendoza:

On July 7, 2004, the Department of Mental Health Exceptions Committee considered your request for an exception under 9 CSR 10-5.190. The committee noted that your name was added to the Department of Mental Health Disqualification Registry in December of 2003. The material you presented did not indicate an employment history, training or other factors since December 2003 that would persuade the committee that you would not commit similar acts of neglect in the future. The committee denied the exception. You have the right to repeat your request in twelve months.

If you have any questions in this matter, please give me a call at 573-751-8077.

Sincerely,

Richard H. Overmann
Exceptions Committee Coordinator